

Attorney's Docket No. 042390.P3373

Patent

In Re the Application of: James E. Akiyama

(inventor(s))

Application No.: 09/ 164,898

Filed: October 1, 1998

For: Virtualized Stripping Controller

(title)

Group Art Unit: 2186 Examiner: Vital, P.

TC 2100 MAIL ROOM  
RECEIVED  
JAN 2 2001

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF  
PATENT APPEALS AND INTERFERENCES**

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated November 16, 2000 of the Examiner rejecting claims 1-3, and 7-15.

The item(s) checked below are appropriate:

The following is the Notice of Appeal fee under 37 C.F.R § 1.17(e):

a. other than small entity: fee \$ 310.00

b. small entity: fee \$ 150.00

verified statement attached

verified statement was filed \_\_\_\_\_.

A petition under 37 C.F.R. § 1.136(a) for an extension of time for reply to the rejection is enclosed along with a check for the fee for the extension of time.

Enclosed is a check in the amount of \$ 310.00 for the Notice of Appeal fee.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

on December 22, 2000  
Date of Deposit

Debbie Peloquin

Name of Person Mailing Correspondence

Debbie Peloquin  
Signature

December 22, 2000

Date

Docket No.: 042390.P3373

Application No.: 09/164,898

- 1 -

12/20/2000 GTEFFERA 00000082 09164898

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310.00 OP

Please charge the Notice of Appeal fee to Deposit Account Number 02-2666. A duplicate of this sheet is enclosed for Deposit Account charging purposes.

XXX If any additional fee is required, please charge Deposit Account No. 02-2666.  
A duplicate of this sheet is enclosed for Deposit Account charging purposes.

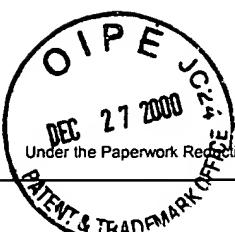
BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: December 22, 2000

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Seventh Floor  
Los Angeles, California 90025  
(303) 740-1980



Mark J. Fink  
Reg. No. 45,270

**FEE TRANSMITTAL FOR FY 2001**TOTAL AMOUNT OF PAYMENT (\$) 310.00

## Complete if Known:

Application No. 09/164,898Filing Date October 1, 1998First Named Inventor James E. AkiyamaGroup Art Unit 2186Examiner Name Vital, P.Attorney Docket No. 42390P3373**METHOD OF PAYMENT** (check one)

- The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666  
Deposit Account Name \_\_\_\_\_ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:  Check  
 Credit Card  
 Money Order  
 Other

**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity | Small Entity | Fee Description                    | Fee Paid |
|--------------|--------------|------------------------------------|----------|
| Fee          | Fee          | Fee                                |          |
| Code         | (\$)         | Code                               | (\$)     |
| 101          | 710          | 201                                | 355      |
| 106          | 320          | 206                                | 160      |
| 107          | 490          | 207                                | 245      |
| 108          | 710          | 208                                | 355      |
| 114          | 150          | 214                                | 75       |
|              |              | Utility application filing fee     |          |
|              |              | Design application filing fee      |          |
|              |              | Plant filing fee                   |          |
|              |              | Reissue filing fee                 |          |
|              |              | Provisional application filing fee |          |

SUBTOTAL (1) \$ \_\_\_\_\_

**2. EXTRA CLAIM FEES**

| Extra Claims             | Fee from below | Fee Paid        |
|--------------------------|----------------|-----------------|
| Total Claims _____       | - 20** = _____ | X _____ = _____ |
| Independent Claims _____ | - 3** = _____  | X _____ = _____ |
| Multiple Dependent       |                |                 |

\*\*Or number previously paid, if greater; For Reissues, see below.

| Large Entity | Small Entity | Fee Description   | Fee Paid |
|--------------|--------------|---|----------|
| Fee          | Fee          | Fee   |          |
| Code         | (\$)         | Code  | (\$)     |
| 103          | 18           | 203   | 9        |
| 102          | 80           | 202   | 40       |
| 104          | 270          | 204   | 135      |
| 109          | 80           | 209   | 40       |
| 110          | 18           | 210   | 9        |
|              |              | Claims in excess of 20                                    | 0.00     |
|              |              | Independent claims in excess of 3                         | 0.00     |
|              |              | Multiple dependent claim, if not paid                     | 0.00     |
|              |              | **Reissue independent claims over original patent         | 0.00     |
|              |              | **Reissue claims in excess of 20 and over original patent | 0.00     |

SUBTOTAL (2) \$ \_\_\_\_\_

**FEE CALCULATION (continued)**

### 3. ADDITIONAL FEES

| <u>Large Entity</u> | <u>Small Entity</u> | <u>Fee Description</u> | <u>Fee Paid</u>                                 |
|---------------------|---------------------|------------------------|---|
| Fee                 | Fee                 | Fee                    | Fee   |
| Code                | (\$)                | Code                   | (\$)  |
| 105                 | 130                 | 205                    | 65  |
| 127                 | 50                  | 227                    | 25  |
|                     |                     |                        | Surcharge - late filing fee or oath             |
|                     |                     |                        | Surcharge - late provisional filing fee         |
|                     |                     |                        | or cover sheet                                  |
| 139                 | 130                 | 139                    | 130   |
| 147                 | 2,520               | 147                    | 2,520   |
| 112                 | 920*                | 112                    | 920*  |
|                     |                     |                        | Non-English specification                       |
|                     |                     |                        | For filing a request for ex parte reexamination |
|                     |                     |                        | Requesting publication of SIR prior to          |
|                     |                     |                        | Examiner action                                 |
| 113                 | 1,840*              | 113                    | 1,840*  |
|                     |                     |                        | Requesting publication of SIR after             |
|                     |                     |                        | Examiner action                                 |
| 115                 | 110                 | 215                    | 55  |
| 116                 | 390                 | 216                    | 195   |
| 117                 | 890                 | 217                    | 445   |
| 118                 | 1,390               | 218                    | 695   |
| 128                 | 1,890               | 228                    | 945   |
| 119                 | 310                 | 219                    | 155   |
| 120                 | 310                 | 220                    | 155   |
| 121                 | 270                 | 221                    | 135   |
| 138                 | 1,510               | 138                    | 1,510   |
| 140                 | 110                 | 240                    | 55  |
| 141                 | 1,240               | 241                    | 620   |
| 142                 | 1,240               | 242                    | 620   |
| 143                 | 440                 | 243                    | 220   |
| 144                 | 600                 | 244                    | 300   |
| 122                 | 130                 | 122                    | 130   |
| 123                 | 130                 | 123                    | 130   |
| 126                 | 180                 | 126                    | 180   |
| 581                 | 40                  | 581                    | 40  |
|                     |                     |                        | Submission of Information Disclosure Stmt       |
|                     |                     |                        | Recording each patent assignment per            |
|                     |                     |                        | property (times number of properties)           |
| 146                 | 710                 | 246                    | 355   |
|                     |                     |                        | For filing a submission after final rejection   |
|                     |                     |                        | (see 37 CFR 1.129(a))                           |
| 149                 | 710                 | 249                    | 355   |
|                     |                     |                        | For each additional invention to be examined    |
|                     |                     |                        | (see 37 CFR 1.129(b))                           |
| 179                 | 710                 | 279                    | 355   |
| 169                 | 900                 | 169                    | 900   |
|                     |                     |                        | Request for Continued Examination (RCE)         |
|                     |                     |                        | Request for expedited examination of a design   |
|                     |                     |                        | application                                     |

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) \$ 310.00**

\*Reduced by Basic Filing Fee Paid

#### SUBMITTED BY:

Typed or Printed Name: Mark J. Fink

Signature: Mark J. Fink Date: December 22, 2000

Reg. Number: 45,270 Telephone Number: 303-740-1980

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I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office with sufficient postage in an envelope addressed to the Commissioner for Patents.

on December 22, 2000

Debbie Peloquin  
Name

Debbie Peloquin 12-22-00  
Signature